

GSW:kma

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

District of Minnesota

UNITED STATES OF AMERICA

v.

Case No. 13-MJ-234 (MKK)

DALE CLINTON WHITE, JR.,

CRIMINAL COMPLAINT

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about March 22, 2013, in Beltrami County, in the State and District of Minnesota, defendant(s)

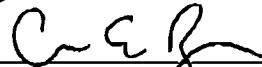
within the exterior boundaries of the Red Lake Indian Reservation, Dale Clinton White, Jr., an Indian, did assault Gregory James May, also an Indian, resulting in serious bodily injury

in violation of Title 18, United States Code, Section(s) 113(a)(6), 1151 and 1153(a).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No



Complainant's signature

Charles Bonser, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date: April 8, 2013



Judge's signature

City and state: Bemidji, MN

The Honorable Mary Kay Klein

Printed name and title

SCANNED

APR 09 2013

U.S. DISTRICT COURT ST. PAUL

1 STATE OF MINNESOTA)

2)

13-mj-234C/mkK

3 COUNTY OF BELTRAMI) ss. AFFIDAVIT OF CHARLES BONSER

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1. Your affiant, Charles Bonser, being duly sworn, does depose and state as follows:

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2. I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI). I have been a Special Agent of the FBI since December 2010.

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I am currently assigned to the Bemidji, Minnesota Resident Agency of the FBI with the primary responsibility of investigating violent crimes that occur on the Red Lake Indian Reservation.

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3. As a federal agent, your affiant is authorized to investigate violations of laws of the United States and to execute warrants issued under the authority of the United States.

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4. I make this affidavit based on my knowledge and that of other law enforcement officers involved in this investigation, and in support of an application of Complaint and Warrant for the arrest of DALE CLINTON WHITE, JR, for violation of federal law, specifically Title 18, United States Code, Sections 1151, 1153(a), and 113(a)(6); assault resulting in serious bodily injury.

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5. On March 22, 2013, at approximately 4:00 PM a call was made to the Red Lake Police Department (RLPD) dispatch to report an assault at a residence located at the home of MARGARET GIBBS in Redby, Minnesota, located within the exterior boundaries of the Red Lake Indian Reservation. RLPD Officers responded to the home quickly and met with GIBBS who had made the emergency call.

1 6. GIBBS led officers to a bedroom in the home where her boyfriend,
2 GREGORY JAMES MAY, date of birth (dob) XX/XX/1962, was
3 found unconscious in bed with injuries to his head and arms. GIBBS
4 advised that although she did not witness the assault, she believed her
5 son, DALE CLINTON WHITE, JR, dob XX/XX/1994, had attacked
6 MAY and then fled her home.

7 7. GIBBS further advised officers that she, her son, and several others
8 had been drinking alcohol in the kitchen area while MAY slept in the
9 bedroom. WHITE and GIBBS began to argue and WHITE became
10 angry. GIBBS left her home to call the police to have her son
11 removed, but she saw him flee the home before she was able to call
12 police. GIBBS ran back into the house and entered the bedroom
13 where MAY was sleeping to find him seriously injured and bleeding
14 from his head and arms.

15 8. Officers at the scene immediately provided medical attention to MAY
16 and began to look for WHITE and the others that had been at the
17 home of GIBBS. Within a short amount of time all individuals who
18 had been at the home were located and taken in custody by RLPD,
19 including WHITE. WHITE was observed by officers fleeing from
20 the home of a neighbor not far from the home where the assault had
21 occurred. After apprehending WHITE, the officers approached the
22 home of the neighbor who provided officers with a machete. When
23 interviewed by law enforcement the next day, this neighbor advised
24 several of the individuals who had been at the GIBBS' home before
25 the assault had arrived at his home. Within minutes, WHITE and a
26 friend of his arrived. When the neighbor saw the police in the

1 neighborhood he told WHITE and his friend to leave. They left
2 behind the machete which the neighbor then provided to police.

3 9. MAY was flown via helicopter to Sanford Medical Center in Fargo,
4 North Dakota, due to the severity of his injuries. MAY could not be
5 interviewed for several days because of his condition. On March 26,
6 2013, MAY was interviewed by FBI Agents and advised he recalled
7 falling asleep in the back bedroom and waking up in the hospital with
8 injuries. He did recall WHITE and GIBBS, along with others, being
9 at the house earlier that day, but had no recollection of the assault.

10 10. According to the medical report from Sanford Medical Center Fargo,
11 MAY's injuries included fractures to his skull and frontal sinus; scalp
12 and facial lacerations; lacerations to both arms; fracture of left arm;
13 soft tissue damage; and hemorrhagic shock, requiring multiple blood
14 transfusions.

15 11. The suspect, WHITE, was interviewed by law enforcement the day
16 following the assault and advised he did not recall assaulting MAY.
17 WHITE advised he had been drinking alcohol with his mom, GIBBS;
18 his friend, CHARLES KINGBIRD; and several others at his mom's
19 house. WHITE did not deny assaulting MAY, but advised he had no
20 memory of the incident or of his subsequent arrest by RLPD officers.

21 12. WHITE's friend, KINGBIRD, was also interviewed by law
22 enforcement the day after the assault. KINGBIRD admitted he had
23 been drinking with WHITE, GIBBS, and several others at the home
24 of GIBBS that afternoon. KINGBIRD recalled MAY being in the
25 back bedroom while he and the others were in the front of the house.
26 After getting into an argument with his mom, WHITE directed
27 KINGBIRD to follow him as he went to the bedroom where MAY

1 was sleeping. KINGBIRD observed WHITE carrying a machete
2 which he had seen WHITE handling earlier that afternoon. As they
3 entered the bedroom, KINGBIRD observed WHITE strike MAY at
4 least four times with the machete. KINGBIRD described MAY as
5 unconscious and so he made no effort to defend himself from the
6 blade of the machete. WHITE then fled and KINGBIRD followed
7 him out of the home.

8 13. After leaving the home, WHITE and KINGBIRD fled on foot to the
9 home of a neighbor, TONI WELLS. WELLS was interviewed the
10 day after the assault and advised WHITE and KINGBIRD had come
11 by the house and WHITE was carrying a machete. WELLS further
12 advised WHITE made chopping motions with the machete and
13 comments about how he hit MAY with the machete. WELLS
14 explained she had believed WHITE was joking because he appeared
15 intoxicated and was laughing. As police arrived in the vicinity, both
16 WHITE, still carrying the machete, and KINGBIRD ran from
17 WELLS' home to another neighbor's home. That was the home
18 where WHITE left the machete.


19 14. I know that the residence of MARGARET GIBBS in Redby,
20 Minnesota, is located within the exterior boundaries of the Red Lake
21 Indian Reservation, a location within the special territorial
22 jurisdiction of the United States.

23 15. I know that both GREGORY JAMES MAY and DALE CLINTON
24 WHITE, JR, are enrolled members of the Red Lake Band of
25 Chippewa Indians.

26 16. Based upon the above information, I believe that there is probable
27 cause to conclude that on March 22, 2013, within the exterior


1 boundaries of the Red Lake Indian Reservation, Minnesota, a location
2 within the special jurisdiction of the United States, DALE CLINTON
3 WHITE, JR, Indian male, date of birth XX/XX/1994, did assault and
4 cause serious bodily injury to GREGORY JAMES MAY, also an
5 Indian male, date of birth XX/XX/1962, in violation of Title 18,
6 United States Code, Sections 1151, 1153(a), and 113(a)(6).

7 17. Further your affiant sayeth not.
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12 Charles Bonser
13 Special Agent
14 Federal Bureau of Investigation
15 Bemidji, Minnesota
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19 Subscribed and sworn to

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21 before me this 8th day of April 2013.
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25 Mary Kay Klein
26 U.S. Magistrate Judge
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